IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 18214 of 2004

Between:

Hanuma Naik, S/o. Meete Naik Munimadugu,
R/o. Alebad Tanda (V), Peapully (M), Kurnool District.

..... PETITIONER

AND

1 The Joint Collector, Kurnool.
2 The Revenue Divisional Officer, Kurnool
3 The Mandal Revenue Officer, Peapully Mandal, Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus, or any other appropriate Writ, order or direction, declaring the action of the respondent RDO in suspending the authorizations of the petitioner vide Proceedings No. RC.B 867/2004 Dt. 22-9-2004 as illegal, unjust and arbitrary and as such liable to be set aside in the interest of justice.

Counsel for the Petitioner: MR.P.V.V.SATYANARAYANA

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:

Against the impugned order, an alternative remedy is available under the statute by way of appeal before the Joint Collector. Admittedly, the petitioner has already availed the said remedy and the appeal is pending before the 1st respondent.

In the circumstances, though the learned counsel for the petitioner raised various grounds assailing the validity of the impugned order of suspension, I am not inclined to express any opinion on merits. Instead, I deem it appropriate to dispose of the writ petition with a direction to the 1st respondent-Joint Collector, Kurnool, to dispose of the application for stay in the appeal filed by the petitioner against the order of suspension dated 22-09-2004 as expeditiously as possible, preferably, within a period of one week from the date of receipt of this order.

The Writ Petition is accordingly disposed of. No costs.

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07-10-2004

sh/vs

To

1 The Joint Collector, Kurnool.
2 The Revenue Divisional Officer, Kurnool
3 The Mandal Revenue Officer, Peapully Mandal, Kurnool District.

4 2CCs to the G.P for Civil Supplies, High Court Buildings, Hyderabad(O.U.T)

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